

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.:	10/552,159	Confirmation No.:	1637
Inventor:	Daksh Sadarangani		
Filing Date:	December 8, 2006		
Docket No:	87036-0005		
Examiner:	Angela Marie Bertagna		
Title:	DNA ANALYSIS SYSTEM		

**MAIL STOP: PETITION**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**PETITION TO REVIVE APPLICATION 10/552,159**

**UNDER 37 CFR 1.137(B)**

Dear Commissioner:

This is a petition to revive under 37 C.F.R. 1.137(b). Application 10/552,159 filed 12/08/06 was abandoned on 10/03/08 for failure to Reply to an outstanding nonfinal office action. Please find enclosed in this communication, a reply under 37 CFR §1.111 to outstanding Office Action and the petition fee under 37 CFR §1.17(m).

The entire delay in filing the required reply from the date due for the reply until the filing of this petition was unintentional. On October 3, 2008 we received a Notice of Abandonment for the above application. The notice indicated the application was deemed abandoned due to Applicant's failure to timely file a response to an Office action dated February 29, 2008. The below signed are participants in the PTO's e-Office Action Pilot Program which we have participated in relatively without incident since September 4, 2007. Our records indicate that the Office action in question was transmitted to our docketing department by e-mail on March 1, 2008, but due to a clerical inadvertence it was not downloaded and associated with this application. Thus no one at the firm was made aware that an Office action had been transmitted, and we weren't aware a response was required. We first became aware of this Office action through receipt of the Notice of Abandonment, on October 3, 2008. From October 3, 2008 through today we have been preparing a response to Office action, since a Reply which amends the claims or sets forth additional arguments is required in response to the non-final Office action. Therefore, the entire delay in filing the

Application No.: 10/552,159  
Docket No.: 87036-0005


response to the February 29, 2008 Office action from the due date for the reply until the filing of the attached Petition to Revive was unintentional.

The below signed respectfully request the Commissioner to grant Applicant's petition to revive under 37 CFR 1.137(b).

Dated: 12/31/2008

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Respectfully submitted

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